

7/26/04

AF3731

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

Examiner: Nguyen, Vi X

Syed F.A. Hossainy

Serial No.: 09/966,421

Art Unit: 3731

Filed: September 27, 2001

Title: REMOTE ACTIVATION OF AN IMPLANTABLE DEVICE

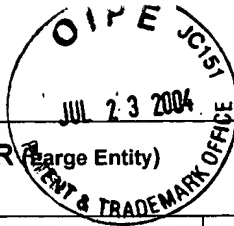
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO OFFICE ACTION**

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JUL 29 2004  
TECHNOLOGY CENTER R3700

Dear Examiner Nguyen:

This response addresses the Final Office Action dated April 27, 2004, which has a shortened statutory period for reply that ends on July 27, 2004.

**AMENDMENT TRANSMITTAL LETTER** (Charge Entity)

Applicant(s): Syed F.A. Hossainy

Docket No.

50623.60

Serial No.

09/966,421

Filing Date

September 27, 2001

Examiner

Vi X. Nguyen

Group Art Unit

3731

Invention:

Remote Activation Of An Implantable Device

**TO THE COMMISSIONER FOR PATENTS:**

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as show below.

**CLAIMS AS AMENDED**

	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	32	45	0	X \$18.00	\$00.00
INDEP. CLAIMS	2	7	0	X \$86.00	\$00.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$00.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$00.00

☒ No additional fee is required for amendment.☐ Please charge Deposit Account No. **07-1850** in the amount of \$

A duplicate copy of this sheet is enclosed.

☐ A check in the amount of \_\_\_\_\_ to cover the filing fee is enclosed.☒ The Commissioner is hereby authorized to charge payment of any necessary fees associated with this communication or credit any overpayment to Deposit Account No. **07-1850**

A duplicate copy of this sheet is enclosed.

☐ Any additional filing fees required under 37 C.F.R. 1.16.☐ Any patent application processing fees under 37 C.F.R. 1.17.

Dated: July 23, 2004

Squire, Sanders &amp; Dempsey L.L.P.

1 Maritime Plaza, Suite 300

San Francisco, CA 94111

(415) 954-0200

cc: Docket:

Paul J. Meyer, Jr.

Reg. No. 47,791

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TECHNOLOGY CENTER R3790

**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)	Application Number	09/966,421	
	Filing Date	September 27, 2001	
	First Named Inventor	Syed F.A. Hossainy	
	Art Unit	3731	
	Examiner Name	Vi X. Nguyen	
Total Number of Pages in This Submission	11	Attorney Docket Number	50623.60

**ENCLOSURES (check all that apply)**

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Response To Office Action (8 pages) <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Petition For Extension of Time <input checked="" type="checkbox"/> Express Mail Label No. EV 339062905 US <input checked="" type="checkbox"/> Postage Paid Return Postcard <input checked="" type="checkbox"/> Deposit Account 07-1850 Authorization <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input checked="" type="checkbox"/> Amendment Transmittal letter (1 page) (in duplicate) <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
<b>Remarks</b>		

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JUL 29 2004

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**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm or Individual name	Squire, Sanders & Dempsey L.L.P. Paul J. Meyer, Jr., Reg. No. 47,791
Signature	
Date	July 23, 2004

**CERTIFICATE OF TRANSMISSION/MAILING**

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as Express Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Typed or printed name	Rebecca M. Klits		
Signature		Date	July 23, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.